Secrt. II-37—15,'00—10-11-36.

Home (1936) Department.

(12)

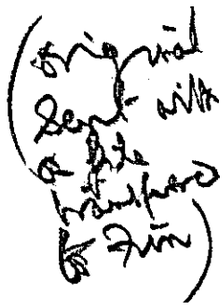
MP SERIES.

Lr No.
~~G.O.~~ No. 1 3 2 6

DATED 13 7-36

[Despatch Abstract.]

Govt. Pleader - South Kanara -
Appearance in O.P. No. 121 of 1935
on the file of the Dist. ~~Judge~~
South ~~A~~Kanara - Fee
Remembrancer Bombay
Adversed



Letter 1042 E-1, dated 12-6-36 to the Remembrancer of Legal Affairs, Govt. of Bombay, Bombay Castle.

Sir,

Suits - O.P.No.121 of 1935 on the file of the Dt. Judge, South Kanara - Result.

In continuation of Mr. Boag's letter No. 1349B-2, dated 2-3-36 I am directed to forward for information a copy of the order of the Dt. Judge, S. Kanara, in O.P.No. 121 of 1935 on the file of his court.

Telegraphic Address—ACCOUNTS.

2 Home 1029
26/6/36.

A. G. 37.

It is requested that, in future communications on this subject, the No. and date of this letter, and the distinguishing letters above the No. as given opposite, may be quoted, *and the reply addressed to*—

THE ACCOUNTANT-GENERAL,
FORT, BOMBAY.

No. PF.4/2976

Bombay, the 22 June 1936

ASSISTANT SECRETARY * 26 JUN 1936 * HOME DEPARTMENT

From

The Accountant-General,

Bombay,

To

The Secretary to the Government of
Madras,
Law(General) Department,
MADRAS.

Subject :— O.P.No.121 of 1935 on the file of the District Judge,S.Kanara.

Sir,

(V) With reference to the correspondence ending with this office endt.No.P.F.4/12671A,dated 11-3-1936, have the honour to state that the Government Pleader, Mangalore, has requested this office to make arrangements for paying the fee of Rs.15/- which has been awarded by the District Judge and made payable by the petitioner in O.P. 121/35. I would request that arrangements may kindly be made to enable the Government Pleader to draw the fees due to him. If any portion of the fees is payable by the Government of Bombay in respect of this case, the Accountant General,Madras may be requested to raise the necessary debit through his Exchange Account with this office.

Ltr 12 of Gw 28
25/4/36

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Accountant General
AR

Home Deptt

c 102G From the A.G., Bombay, No P.F.
p 1 CF 4/2976 dated 22/6/36.

Subject :- O.P. No 121 of 1935 on the file of the Dt. Judge, S. Kanara. Fee to the Govt. Pleader, South Kanara.

A.S.

(V) On 26.2.36 a wire was
p 1 of G 28) Home received from the Legal Remembrancer
25/4/36 of Legal Affairs, Bombay, requesting this Govt. to instruct the G.P., Mangalore, to appear for the Acct. General, Bombay, in O.P. No 121 of 1935 on the file of the Dt. Judge, South Kanara. Accordingly the
p 2 Home G.P., Mangalore, was directed to appear in the case on behalf of the A.G. Bombay, and (subsequently) the Remembrancer of Legal Affairs,
pp 10-11 Home Bombay, was requested to ask the A.G. Bombay to send instructions in the matter to the G.P., Mangalore, and necessary instructions were issued to the latter by the A.G. Bombay.

2 The Govt Pleader, Mangalore, has
p 1 CF requested the A.G., Bombay, to make arrangements to pay the fee of Rs 15/- awarded by the Dt. Judge and made by

payable by the petitioner in O.P. 121/35. ¶ 1 CF
The A.G. Bombay, requests ~~that~~ ¶ 2

(1) that arrangements may kindly be made to enable the G.P. to draw the fees due to him; and

(2) that, if any portion of the fees is payable by the Bombay Govt. in ¶ 2 ii
respect of this case, the A.G. Madras may be requested to raise the necessary debit through his Exchange Account with the office of the A.G. Bombay.

3 It is submitted that the G.P. (V)
Mangalore, was asked by this Govt. ¶ 1 of Gs 28/
to appear in the case at the instance 25/4/35
of the Remembrancer of Legal Affairs, Bombay. It is, therefore, submitted that it is for him to make arrangements for the payment of the fee of Rs 15/- to the G.P. Mangalore. The phrase used by the A.G. Bombay
viz "if any portion of the fees is payable by the Govt of Bombay in respect of this Case" (seems to) shows that he entertains some doubt as to the liability of the Bombay Govt. to foot the bill. The doubt is apparently due to the fact that the case has arisen in connection with the General Provident ¶ 4 ii
Account, the transactions in respect of which relate to the Central Govt. It seems, however,

3 5

that this is a matter which has to be settled by the Bombay G-t with the Govt. of India. The Remembrancer of Legal Affairs, Bombay, may therefore, be requested to make arrangements for the payment of the fee claimed by the G. P. Mangalore, to him. Copy of the letter may be sent to the A. G., Bombay, for information.

[On receipt of the order of the Bombay Govt or the Remembrancer of Legal Affairs, Bombay, the sanctioning the fee, the A. G., Bombay, will authorise the A. G., Madras, to make payment to the G. P. Mangalore, at the Mangalore treasury & the latter will raise the debit through his Exchange Account with the office of the A. G. Bombay.]

4 A draft letter is submitted for approval. Finance may see

W
8-7-36

BR
9/7

5

PGS
8-7-36

(Returned finally for A.G.'s draft etc)

ASSISTANT SECRETARY TO COVERNMENT
12 JUL 1936
HOME DEPARTMENT

6

Letter 1326. D/ 13.7.36 Home Deptt
Ms

To

The Remembrancer of Legal Affairs, Bombay, Bombay Castle.

Sir,

Suits - O.P. No. 121 of 1935 on the file of the Dt. Judge, South Kanara = Fee to the G.P. South Kanara - Payment.

—

In continuation of Mr. Hood's letter No 1042 E-1 dated 12.6.36 on the Subject cited above, I am directed to forward a copy of letter No P.F. 4/2976 dated 22/6/36 from the A.G., Bombay, in which he requests that arrangements may be made to enable the G.P., South Kanara, to draw the fees due to him for his work in Connection with O.P. No 121 of 1935 on the file of the Dt. Judge, South Kanara. I am to invite attention to your telegram No 1193 dated 26/2/36

(V)

48 - 13/7

Pleader

South Kanara - Appearance in O.P. No 121 of [illegible] on the file of the Dt. Judge, South Kanara - Fees - [illegible]

[illegible], Bombay

Dpr. [illegible] Memo signed

Dpr.'s initials. LBR

Date 14.7.1936

(Original in a file in Finance - Copy at (W)

7

p 5 of (Sr 28)
25/4/86

and your letter No. 1196 of even date and to request you to be so good as to make the necessary arrangements for the payment of the fee due to the G.P. for his appearance in the case.

N.
8.7.86.
PESK
8171

Bd
917 Tuy
10/7

Copy to the A.G.
Bombay
(with reference to his letter No. P.F. 4/2976 dated 22/5/86)

p/cf

Dispatched by Post / Messenger
Dpr.'s initials. 482
Date 14.7.1986.

8

Home 760G
28/8/36

No. 4865

Office of the
Remembrancer of Legal Affairs.
Bombay Castle, 26th August 1936.

From

G.S. Rajadhyaksha, Esquire, I. C. S.,
Offg. Remembrancer of Legal Affairs;

To

The Secretary to the Government of Madras,
Home Department,
Madras.

Subject:-Fees.
Payment of .... to the Government Pleader, Mangalore, on behalf of the Accountant General, Bombay, in O.P. No. 121 of 1935 in the Court of the District Judge, South Kanara.

Sir,

With reference to your letter No. 1326-Ms., dated the 13th July 1936, requesting that the necessary arrangements may be made for the payment of the fee due to the Government Pleader, South Kanara, for his appearance in the above mentioned case, I have the honour to state that the Accountant General, Bombay, has been asked in this office letter* No. 4864, dated the 26th August 1936, to make the necessary payment.

*Copy attached.

2. I am to request you to be so good as to direct the Government Pleader, South Kanara, to recover the amount of costs awarded to Government (Accountant General, Bombay) by the Court in the said case and credit them to the Government of Bombay through the exchange account.

I have the honour to be,
Sir,
Your most obedient servant,

for Offg. Remembrancer of Legal Affairs.

No. 4864

Office of the

Remembrancer of Legal Affairs.

Bombay Castle, 26th August 1936.

From

G. S. Rajadhyaksha, Esquire, I. C. S.,

Offg. Remembrancer of Legal Affairs.

To

The Accountant General,

Bombay.

Subject:-Fees.
Payment of .....to the Government Pleader, Mangalore, for his appearance on behalf of the Accountant General, Bombay, in O.P. No.121 of 1935 in the Court of the District Judge, South Kanara.

Sir,

In forwarding herewith a copy of letter No. 1326 Ms., dated the 13th July 1936, from the Secretary to the Government of Madras, Home Department, I have the honour to convey the sanction of Government to the payment of a fee of Rs.15 to the Government Pleader, South Kanara, Mangalore, for his appearance on your behalf in the above mentioned case and to request you to be so good as to make the necessary arrangements with the Accountant General, Madras, for the payment of the fee, the charge being debited to "24, Administration of Justice-B-Law Officers-Mofussil Establishment-Allowances - Fees in Civil Cases".

I have the honour to be,

Sir,

Your most obedient servant,

Sd. H.K. Chainani,

for Offg. Remembrancer of Legal Affairs.

FD

Endt 760 G.1 dated 3 9/36 Home Dept

Govt. Pleader - South Kanara

Appearance in O.P. No 121 of 1935 on the file of the Dt Judge, South Kanara - Fees - Recovery of costs - Letter from the Remembrancer of Legal Affairs, No 4865 dated 28/8/36.

Communicated to the Collector of South Kanara. He is requested to issue necessary instructions to the Govt. Pleader, Mangalore with reference to paragraph 2 of the letter ~~cited~~ read above.

To

The Collector of South Kanara

(with copy of pp 1-2 CF)

Dpd. 1st Issue by Van / Post / Messenger

Dpr.'s initials.

Date

papers may be filed with Letter
No. 1320 dated 13.7.81

ND
19/86.
PGDR

C.F. 30.

H O M E **DEPARTMENT.**

Home 1057 G 25.9.36.

Received ..... 19 . *Registered* 19

Subject.

Government Pleader (South Kanara) - Appearance in C.T.No. 121/35 on the file of the District Judge, South Kanara - Fees - Recovery of costs - Report submitted.

Ref: Government Endorsement No.760-G-1 dated 3-9-1936.

Proc Letter 1326 13/7/36

ENCLOSURES.
No. .....
.....
Spare copies .....

I. Dis. No. 4666-36.

Station Mangalore, *Dated the* 22nd September 1936.

From (Name) Khan Bahadur Muhammad Humayun Saheb Bahadur B.A.,
(Designation) Collector of South Kanara.

To The Secretary to the Government of Madras,
H O M E Department,
M a d r a s.

Sir,

The Government Pleader, Mangalore reports that a sum of Rs. 15/- being the costs awarded to the Accountant-General Bombay, in the above petition was collected by him and that the challan receipt is being forwarded to the Accountant General.

For Collector. 23/9

23.9.36

R.D

(To be sent with Letter 132 13/7/36)

24 re 4 Coll 24/9

Letter 1057 G-1 dated 29.9.36 Home Dept

Ref

To

The Remembrancer of Legal Affairs,
Bombay Castle.

Sir,

Govt Pleader, South Kanara - Recovery of costs in O.P. No 121 of 1935 on the file of the Dt. Judge, South Kanara - (Mr. Rajadhyaksha's letter No. 4865 dated 21.8.36.

P 8 of Letter 132 13/7/36 U

I am directed to say that the Govt. Pleader, Mangalore reports that the sum of Rs 15/- awarded as costs to the Acct General, Bombay, in O.P. No 121 of 1935 on the file of the Dt. Judge, South Kanara has been collected by him and that the challan receipt is being forwarded to the Acct. General.

CF

28/9.36.

28/9

P.T.O.

Note :- After issue, the
papers may be filed with
Letter no 1326 Home dated 13.7.86 (U)

(N)
pr.9.